

### **REMARKS**

Applicant respectfully requests further examination and reconsideration in view of the above amendments and the arguments set forth fully below. In the Final Office Action mailed May 17, 2007, claims 1-19 have been rejected. In response, the Applicant has submitted the following remarks and amended claim 1. Accordingly, claims 1-19 are still pending. Favorable reconsideration is respectfully requested in view of the amended claims and the remarks below.

#### **Rejections Under 35 U.S.C. §102**

Claims 1-19 have been rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 6,057,758 to Dempsey et al. (hereinafter Dempsey). The Applicant respectfully disagrees with this rejection.

Within the Office Action, in the Response to Arguments section, the Examiner reiterates his rejection to the claims by pointing to Figure 4 of Dempsey. The Examiner points out that the device in Dempsey includes a transceiver 404 which receives information from the antenna 112 and inputs the information into the processor 400. Furthermore, within the Office Action it is stated that Dempsey discloses the number of devices may be connected to the processor in order to input data.

The Applicants have amended the independent claim 1 to further clarify and distinguish the present invention over the Dempsey reference. Specifically, the Applicants respectfully submit that Dempsey, and more specifically Figure 4 of Dempsey, cannot and does not function, nor is structured as the device described and claimed in the present application.

Pointing to Figure 2 of the present application, the Applicants respectfully submit that the processing circuit 156 includes a transceiver 120 that receives the messages from the medical monitoring system and a number of identification devices 124, 126, 128, 130 and 132 coupled to the processing circuit 156. The present application includes the transceiver 120 configured to receive the notification messages for the processing circuit

156, and an identification device including any one of the smart card 124, biometric input 126, barcode scanner 128, optical input 130, and RFID transceiver 132, configured to receive input data from plurality of information sources, this identification device does not utilize the transceiver 120. In short, the processing circuit receives notification messages from the transceiver, and input data relative to the identify of the subject of interest from the identification device. The Dempsey reference includes a single transceiver configured to receive all of this information from the antenna 112.

Furthermore, the Applicants respectfully submit that the Dempsey reference does not teach the processing circuit further configured to manage the notification messages, nor each of the plurality of information sources having a unique protocol. In other words, it is not taught in Dempsey that such a configuration include an I.D. input manager 162 exists.

Claim 1 is directed to a portable electronic device for use in a medical monitoring system, wherein the medical monitoring system generates notification messages indicating that a patient being monitored may have a condition that requires attention and wirelessly transfers the notification messages to the portable electronic device, the portable electronic device comprising: a processing circuit having a transceiver configured to receive the notification messages from the medical monitoring system indicating that the patient being monitored may have a condition that requires attention; and an identification device coupled to the processing circuit, the identification device configured to receive data from a plurality of information sources and further configured such that the input data is not received from the transceiver, each of the plurality of information sources having a unique protocol, the representative of an identity of a subject of interest, and the plurality of information sources configured at a distance from the identification device. As discussed above Dempsey does not teach a processing circuit and an identification device configured in the same portable electronic device for use in a medical monitoring system, wherein the processing circuit receives notification messages, and the identification device inputs data representative of an identify of a

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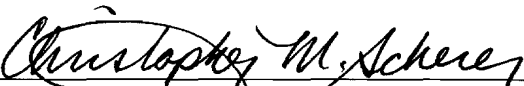
subject of interest. For at least these reasons, the independent claim 1 is allowable over the teachings of Dempsey.

Claims 2-19 are dependent upon the independent claim 1. As discussed above, the independent claim 1 is allowable over the teachings of Dempsey. Accordingly, claims 2-19 are also allowable as being dependent upon an allowable base claim.

For these reasons, Applicants respectfully submit that all of the claims are now in a condition for allowance, and allowance at an early date would be appreciated. Should the Examiner have any questions or comments, they are encouraged to call the undersigned at 414-271-7590 to discuss the same so that any outstanding issues can be expeditiously resolved.

Respectfully submitted,

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